



plaintiff does not file a Rule 24(a) motion or pursue his appeal as a regular appellant, his appeal may be dismissed by the appellate court.

The denial of in forma pauperis status by the district court does not relieve plaintiff of the obligation to pay the \$255.00 appellate filing fee. Accordingly, plaintiff's financial documentation has been reviewed and an initial filing fee has been calculated.

On January 31, 2006, plaintiff filed a motion, pursuant to Fed. R. Civ. P. 60(b), for relief from the judgment entered on December 7, 2005. Rule 60(b) "provides for extraordinary relief which may be granted only upon an adequate showing of exceptional circumstances." Reyher v. Champion, 975 F.2d 483, 488 (8th Cir. 1992) (quoting United States v. Young, 806 F.2d 805, 806 (8th Cir. 1986)). No exceptional circumstances justifying relief have been shown, and plaintiff's motion is denied.

IT IS, THEREFORE, ORDERED that plaintiff's motion for relief from the judgment is denied [74]. It is further

ORDERED that plaintiff's appeal is not taken in good faith and plaintiff is denied leave to proceed in forma pauperis on appeal [80]. It is further

ORDERED that plaintiff's initial filing fee is calculated at \$19.60 and the Missouri Department of Corrections is directed to deduct from plaintiff's inmate account, and forward to the court, the initial filing fee and installment payments, in accord with the provisions of 28 U.S.C. § 1915, until the \$255.00 appellate filing fee is paid in full.

/s/ \_\_\_\_\_

NANETTE K. LAUGHREY  
United States District Judge

Dated: April 23, 2006  
Jefferson City, Missouri